



#14 Reg. for CPA
GAV-1644/89

**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**

**(only for Continuation or Divisional
applications under 37 CFR 1.53(d))**

Submit an original and a duplicate for
fee processing

Docket No.: P-IX 2405

Prior Application Info:

Examiner: P. Gambel

Group/Art Unit: 1644

Check box, if applicable:

☐ **DUPLICATE**

Address to: ASSISTANT COMMISSIONER FOR PATENTS

Box CPA

Washington, D.C. 20231

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DATE OF DEPOSIT: February 9, 1999

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Rebecca McElroy

(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Rebecca McElroy
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

FEB 18 1999
GROUP 1800

This is a request for filing a
 X continuation divisional

application under 37 C.F.R. 1.53(d), of pending prior
application serial no. **08/790,540**, filed on **January 30, 1997**
(list only immediate prior application).

Title: **ANTI $\alpha_v\beta_3$ RECOMBINANT HUMAN ANTIBODIES, NUCLEIC ACIDS
ENCODING SAME AND METHODS OF USE**

Inventor(s) (full name of each inventor): **William D. Huse**

The above-identified prior application, in which no
payment of the issue fee, abandonment of, or termination of
proceedings has occurred, is hereby expressly abandoned as of
the filing date of this request for a CPA. The above-
identified prior application is a non-provisional application
that is either: (1) complete as defined by 37 CFR 1.51(b) or
(2) the national stage of an international application in
compliance with 35 U.S.C. 371.

1. X Enter the unentered amendment previously filed on
December 9, 1998 under 37 C.F.R. 1.116 in the prior
non-provisional application.
2. A preliminary amendment is enclosed.

02/17/1999 MAILING 00000051 00790540
01 FT:231 300.00 DP
02 FT:203 45.00 DP
03 FT:202 234. DP

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 Serial No.: 08/790,540
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3. Small entity status:
 - a. ☐ A small entity statement is enclosed.
 - b. ☒ A small entity statement was filed in the prior non-provisional application, serial no. 08/790,540, and such status is still proper and desired.
 - c. ☐ is no longer claimed.
4. The prior application is assigned of record to **IXSYS, INC.**
5. The power of attorney in the prior application is to Cathryn Campbell.
6. ☐ A new power of attorney or authorization of agent is enclosed.
7. This application is filed by fewer than all the inventors named in the prior application (37 CFR 1.53(d)(4)).
 - a. ☐ DELETE the following inventor(s) in the prior nonprovisional application:
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
8. ☒ A return receipt postcard is enclosed.
9. ☐ An Initial Information Data Sheet is enclosed.
10. ☐ Receipt for Facsimile Transmitted CPA (PTO/SB/29A)

The filing fee is calculated below:

| | NUMBER FILED | | NUMBER EXTRA | | RATE | FEE |
|---|-----------------|---|-----------------|---|----------------|--------------|
| TOTAL CLAIMS | 25 - 20 | = | 5 | x | \$9 \$18 | \$45 |
| INDEPENDENT CLAIMS | 9 - 3 | = | 6 | x | \$39 \$78 | \$234 |
| MULTIPLE DEPENDENT CLAIMS _____ YES _____ X _____ NO | | | | | \$130 \$260 | |
| BASIC FEE | | | | | \$380 \$760 | \$380 |
| TOTAL FEE | | | | | | \$659 |

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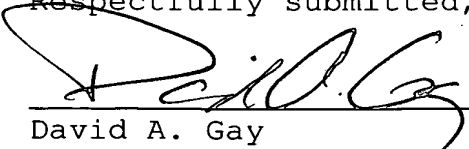
11. ☐ Also enclosed:
12. ☒ A check in the amount of \$659.00 is enclosed which covers the filing fee.
13. ☐ The filing fee is not enclosed. Do not charge our deposit account.
14. ☒ The Commissioner is hereby authorized to charge fees under 37 C.F.R. 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 03-0370. A duplicate copy of this sheet is enclosed.
15. ☒ The Commissioner is hereby authorized to charge to Deposit Account No. 03-0370 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. **A duplicate copy of this sheet is enclosed.**

Address all future communications to:

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facsimile: (619) 535-8949

Respectfully submitted,

Date: February 9, 1999



David A. Gay
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☐ inventor(s) ☒ attorney or agent of record

☐ assignee of complete interest ☐ filed under Sec. 1.34(a)